IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 2ND MAY 2007 / 12TH VAISAKHA 1929

Bail Appl..No. 2383 of 2007()

CRIME NO. 260/2002 OF KOLLENGODE POLICE STATION

PETITIONER

SUKSUMARAN, EDACHIRA NENMENI,
KOLLENGODE, PALALAKKAD.

BY ADV. SRI.SURIN GEORGE IPE

RESPONDENTS:

STATE OF KERALA REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SMT K.MEERA

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 02/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application No. 2383/2007

Dated this 2nd day of May, 2007

O R D E R

Petitioner who is the accused in Crime No.260/2002 of Kollengod Police Station for an offence punishable under Section 55(a) of the Abkari Act, seeks anticipatory bail.

2. Consequent on the non-appearance of the petitioner before the J.F.C.M-I, Chittoor, the case against the petitioner has been transferred to the Long Pending Case Register as L.P.No.43/2005. Admittedly, non-bailable warrants of arrest are pending against the petitioner. Anticipatory bail cannot be granted to nullify the process issued by a court of competent jurisdiction. There is no reason why the petitioner should not surrender before the Magistrate and seek regular bail. Accordingly, if the petitioner surrenders before the Magistrate and files an application for regular bail within two weeks from today, the same shall be considered and disposed of preferably on the same day on which it is filed after considering the explanation offered by the petitioner for his previous non-appearance.

The application is disposed of as above.

V.RAMKUMAR,
JUDGE

mrcs